

MINUTES
SANDY CITY COUNCIL MEETING

Sandy City Hall - Council Chamber Room #211
10000 Centennial Parkway
Sandy, Utah 84070
April 1, 2008

Meeting was commenced at 7:00 p.m.

PRESENT:

Council Members: Chairman Chris McCandless, Vice Chairman Scott Cowdell, Bryant Anderson, Steve Fairbanks, Linda Martinez Saville, Stephen Smith, and Dennis Tenney

Mayor: Tom Dolan

Others in Attendance: CAO Byron Jorgenson; City Attorney Walter Miller; Contract Attorney Pat Casaday; Community Development Director Mike Coulam; Public Utilities Director Shane Pace; Public Works Director Rick Smith; Council Office Director Phil Glenn; Council Office Manager Pam Lehman

1. OPENING REMARKS/PRAYER/PLEDGE:

The Prayer was offered by **Boy Scout Elliot Rose of Troop #793**, and the Pledge was led by **Tyler Aldeen** also of **Troop #793**.

2. CITIZEN(S) COMMENTS:

a. **Meredith Lillywhite**, expressed concern regarding vicious animals, particularly pit bulls, and proposed that Sandy City ban all pit bulls in the City. She reported an incident she experienced last summer where she was chased by pit bull while retrieving mail from her mail box. The owner was cited for the incident; however, the dog later chased a little girl, and was put down for that incident. She believes that the current animal control ordinance does not provide adequate restrictions to prevent the actions of aggressive animals. She reported that Delta and South Jordan have banned pit bulls in their cities.

b. **Kristy Ellis**, was also present to speak in favor of a ban on pit bulls in the City. She also reported that she was chased by a pit bull that followed her right into her home. She stated that when an animal's behavior changes, it needs to be addressed. She recited several incidences that have occurred in her neighborhood, along with a man who attempts to rehabilitate pit bulls. Ms. Ellis stated that this breed of dog is bred to fight, and should not be allowed as a household pet. She also stated that it seems that individuals who are associated with drugs have pit bulls as a form of protection for their illegal activities

Councilman Chris McCandless reported that he was contacted by Ms. Lillywhite and Ms. Ellis who both reside in his district. Mr. McCandless noted that one thing he found to be interesting was studies have shown that out of the many different breeds of dogs, pit bulls and another breed of terriers account for the majority of severe maimings that occur.

Councilman Steve Smith reported that several incidences pertaining to pit bulls have also occurred in his neighborhood, and agreed that they need to be addressed. He noted that the Administration was in the process of working on a new and updated Animal Control ordinance.

City Attorney Wally Miller informed the Council that the new Animal Control ordinance would be coming before the Council within the next several weeks.

Councilwoman Linda Martinez Saville reported that two children from the Sandy Boys and Girls Club have been involved in pit bull attacks where a portion of their face had been torn off in the attack.

Councilman McCandless stated that he will schedule a discussion on the City's Council's agenda regarding this matter, along with an update from Animal Control on where the City's ordinance stands pertaining to vicious attacks by these animals.

As there were no further remarks, Citizen Comments was closed.

COUNCIL ITEM(S):

3. **Larsen Annexation**
Ordinance #08-12 - annexing approximately 0.86 acres located at 10425 South Dimple Dell Road with the R-1-40A Zone (single family residential on a minimum of 40,000 square foot lots, with animal rights).

Motion: Dennis Tenney made the motion to adopt Ordinance #08-12, annexing approximately 0.86 acres located at 10425 South Dimple Dell Road with the R-1-40A Zone (single family residential on a minimum of 40,000 square foot lots, with animal rights).
Second: Steve Fairbanks
Vote: Tenney-Yes, Fairbanks – Yes, Smith-Yes, Anderson-Yes, Cowdell-Yes, Saville-Yes, McCandless – Yes,
Motion Approved: All in Favor
4. **Burger Annexation**
Ordinance #08-11 – annexing approximately 1.08 acres of property located at approximately 11400 South 1625 East with the R-1-15A Zone (single family residential on a minimum of 15,000 square foot lots, with animal rights).

Motion: Steve Fairbanks made the motion to adopt Ordinance #08-11, annexing approximately 1.08 acres of property located at approximately 11400 South 1625 East with the R-1-15A Zone (single family residential on a minimum of 15,000 square foot lots, with animal rights).
Second: Steve Smith
Vote: Fairbanks- Yes, Smith – Yes, Tenney-Yes, Anderson-Yes, Cowdell-Yes, Fairbanks-Yes, Saville-Yes, McCandless – Yes,
Motion Approved: All in Favor
5. **Residential R-2- Districts**
Ordinance #08-10- amending Section 15-03-03, Residential Building Setbacks, Building Heights, Required Off-Street Parking Matrix, and Section 15-05-02, Permitted Land Use Matrix by Residential, Civic, or Open Space Zones related to the R-2-8 and R-2-10 Residential Zoning Districts, Title 15, Land Development Code, Revised Ordinances of Sandy City.

Motion: Steve Fairbanks made the motion to adopt Ordinance #08-10, amending Section 15-03-03, Residential Building Setbacks, Building Heights, Required Off-Street Parking Matrix, and Section 15-05-02, Permitted Land Use Matrix by Residential, Civic, or Open Space Zones related to the R-2-8 and R-2-10 Residential Zoning Districts, Title 15, Land Development Code, Revised Ordinances of Sandy City.
Second: Bryant Anderson
Vote: Fairbanks- Yes, Anderson – Yes, Tenney-Yes, Smith-Yes, Cowdell-Yes, Saville-Yes, McCandless – Yes,
Motion Approved: All in Favor
6. **Reappointing Members to the Sandy City Planning Commission**
Resolution #08- 01 M – providing the Council's advise and consent for Mayoral appointments to the Sandy City Planning Commission. [Nancy Day, Alan Matheson, Max Burdick, Monica Collard]

Motion: Steve Smith made the motion to adopt Resolution #08-01M, providing the Council's advise and consent for Mayoral appointments to the Sandy City Planning Commission.
Second: Linda Martinez Saville
Vote: Smith- Yes, Saville- Yes, Tenney-Yes, Anderson-Yes, Cowdell-Yes, Fairbanks-Yes, McCandless – Yes,
Motion Approved: All in Favor
7. **Appointing an Alternate Member to the Sandy City Planning Commission** [Scott Sabey]
Resolution #08-02 M – appointing an alternate member to the Sandy City Planning Commission.

Motion: Steve Smith made the motion to adopt Resolution #08-02 M, appointing an

alternate member to the Sandy City Planning Commission.
Second: Steve Fairbanks
Vote: Smith- Yes, Fairbanks- Yes, Tenney-Yes, Anderson-Yes, Cowdell-Yes, Saville-Yes, McCandless – Yes,
Motion Approved: All in Favor

8. **Appointing a Regular Member to the Sandy City Board of Adjustment [Michael W. Christopherson]**
Resolution #08- 06 M - providing the Council's advise and consent to Mayoral appointments to the Sandy City Board of Adjustment.

Motion: Bryant Anderson made the motion to adopt Resolution #08-06M, providing the Council's advise and consent to Mayoral appointments to the Sandy City Board of Adjustment.
Second: Linda Martinez Saville
Vote: Anderson – Yes, Saville- Yes, Tenney-Yes, Smith-Yes, Cowdell-Yes, Fairbanks-Yes, McCandless – Yes,
Motion Approved: All in Favor

9. **Appointing Alternate Members to the Sandy City Board of Adjustment [Bruce Bryner/Jared M. Clayton]**
Resolution #08 – 03 M – providing the Council's advise and consent to Mayoral appointments to the Sandy City Board of Adjustment.

Motion: Bryant Anderson made the motion to adopt Resolution #08-03 M, providing the Council's advise and consent to Mayoral appointments to the Sandy City Board of Adjustment.
Second: Dennis Tenney
Vote: Anderson- Yes, Tenney-Yes, Smith-Yes, Cowdell-Yes, Fairbanks-Yes, Saville-Yes, McCandless – Yes,
Motion Approved: All in Favor

10. **Council Appointments to the Various Sandy City Committees**
Resolution #08 –25 C - appointing citizen volunteers to serve on various Sandy City Citizen Committees

Motion: Dennis Tenney made the motion to adopt Resolution #08-25 C, appointing citizen volunteers to serve on various Sandy City Citizen Committees.

Beautification:

1. Stephen R. Geddes to fill a term ending at noon on March 31, 2010.

C.D.B.G.:

1. Joseph Baker to fill a term ending at noon on March 31, 2010.

Historic Preservation:

1. Tim Zurver to fill a term ending at noon on March 31, 2010.
2. Nate Nichols to fill a term ending at noon on March 31, 2010.
3. Jean Corey to fill a term ending at noon on March 31, 2009.
4. Peggy Bird to fill a term ending at noon on March 31, 2009.
5. Jenny Winkle to fill a term ending at noon on March 31, 2010.
6. Jenny Baker to fill a term ending at noon on March 31, 2009.
7. Jeff Smith to fill a term ending at noon on March 31, 2010.
8. Brent Ivie to fill a term ending at noon on March 31, 2009.

Parks, Recreation and Trails:

1. Diana Van Uiter to fill a term ending at noon on March 31, 2010.

Public Safety:

1. J. Gordon Swensen to fill a term ending at noon on March 31, 2010.
2. Kent Ogaard to fill a term ending at noon on March 31, 2010.

Public Utilities Advisory Board:

1. **Jeff Budge** to fill a term ending at noon on March 31, 2010.
2. **Mike Edmonds** to fill a term ending at noon on March 31, 2010.
3. **Don Milne** to fill a term ending at noon on March 31, 2010.

Transportation:

1. **Ron Mortimer** to fill a term ending at noon on March 31, 2010.
2. **Connie Douglas** to fill a term ending at noon on March 31, 2010.
3. **Jay Seegmiller** to fill a term ending at noon on March 31, 2010.

Second: **Linda Martinez Saville**

Vote: **Tenney-Yes, Saville- Yes, Fairbanks – Yes, Smith-Yes, Anderson-Yes, Cowdell-Yes, McCandless – Yes,**

Motion Approved: All in Favor

11. **Funk Annexation**

Resolution #08-24 C - indicating intent to annex an unincorporated area, setting a hearing to consider such an annexation, and directing publication of hearing notice.

Motion: **Dennis Tenney** made the motion to adopt Resolution #08-24 C, indicating intent to annex an unincorporated area, setting a hearing to consider such an annexation, and directing publication of hearing notice

Second: **Steve Smith**

Vote: **Tenney-Yes, Smith-Yes, Anderson-Yes, Cowdell-Yes, Fairbanks-Yes, Saville-Yes, McCandless – Yes,**

Motion Approved: All in Favor

MINUTES:

12. **Approving the March 25, 2008 City Council Meeting Minutes**

Motion: **Dennis Tenney** made the motion to approve the March 25, 2008 City Council Meeting Minutes as written.

Second: **Bryant Anderson**

Vote: **The Council voted in the affirmative to the motion.**

All in Favor.

13. **MAYOR'S REPORT**

- a. There was no report.

14. **CAO'S REPORT**

- a. **Byron Jorgenson** informed the Council that Public Utilities Director Shane Pace asked the Administration for funds to complete the installation of new street lights in Historic Sandy. The funding to complete the project was included in next year's budget. The administration would like to move the funding forward from the Water Fund, into this year's budget so that the project does not have to be re-bid again next year. Mr. Jorgenson noted that the new street lights have a cap on the top to direct the light downward.

Linda Martinez Saville asked for a report from the Police Department to determine if there has been a decrease in residential crimes with the installation of street lights in the neighborhoods.

9. **COUNCIL OFFICE DIRECTOR'S REPORT**

- a. **Phil Glenn** presented a copy of the updated monthly calendar. He reminded the Council of the Teacher Appreciation Dinner scheduled for April 17th, at River Oaks. Also, he reminded Linda and Chris of the Sandy Pride meeting, scheduled for April 16th in the Multi-Purpose Room. Linda Saville also informed the Council of the Boys and Girls Club "A Night Out with the Stars", that is scheduled for Friday, April 18th, at the Hidden Valley Country Club.

Chris McCandless stated that he would not be able to attend the Teacher Appreciation Banquet since he would be out of town.

- b. **Mr. Glenn** presented pictures to the Council showing improvements made by the Public Works Department to add sections to the sidewalk near Riverside Drive and Basin Street. A request came into the Council Office from two handicapped gentlemen asking that the sidewalks

conform to the ADA standards for wheelchair accessibility. Mr. Glenn reported that one gentleman had to go over the curb to get onto the sidewalk, causing his wheelchair to fall backwards onto the street when cars were driving by. He would like to come before the Council to express his appreciation for finding the funding to complete this project.

10. **OTHER COUNCIL BUSINESS**

- a. **Bryant Anderson** invited the Scouts who were in attendance to go upstairs to the Multi Purpose Room to view the displays on the proposed theater.
- b. **Dennis Tenney** asked where the discussions with Rocky Mountain Power stood regarding landscaping around their boxes.

Mike Coulam reported that proposed discussion for improvements in planning and design are underway with the Power Company. He reported that Staff held a meeting on Monday with Rocky Mountain Power where they presented their reasons why they need to use these types of boxes, along with the placement. Staff will be involved in further discussions to determine how the boxes will be designed into future projects

Dennis Tenney asked if the power company could landscape around the boxes.

Mike Coulam stated that he felt that landscaping could be incorporated. However, it could be a concern if the boxes are placed in a sight triangle. Mr. Coulam reported that the City Traffic Engineer, Ryan Kump, was very explicit on where the power company would be allowed to place the boxes. Staff will continue to work on ways to mitigate the impact of the boxes.

Steve Smith asked why the new boxes are larger than the boxes that have been used in the past.

City Attorney Wally Miller reported that the boxes are higher in order to accommodate a battery. The boxes also need to be placed above ground level.

Chris McCandless asked when this issue would be presented to the Council.

Wally Miller stated that it could come before the Council within the next month or so.

- c. **Scott Cowdell** informed Mike Coulam of a home that he would like to add to the list of projects for the upcoming Sandy Pride Day.

Mike Coulam noted that Wal-Mart and Lowes would be sending members from their staff to help with the various projects that day.

- d. **Scott Cowdell** asked the Administration to look into why the Qwest substation that is located on 8800 South had not been landscaped.

- e. **Chris McCandless** expressed appreciation to the Police Department for a presentation they made to a church group over the weekend. Mr. McCandless stated that the presentation was done very professionally and tastefully, in helping individuals recognize the issues associated with drugs in the neighborhoods.

- f. **Chris McCandless** stated how impressed he was with the proposed theatre project, and felt that the City needs to do all they can to facilitate and make this project come to fruition.

Mayor Dolan stated that the developer of the project approached the City, through RDA Director Randy Sandy. However, no one ever thought that they were serious. The developer and his partners are sold on Sandy City. They see the city as a true opportunity not only for the City and State, but a unique opportunity for the entire Western United States.

At approximately 8:50 p.m., Scott Cowdell made a motion to adjourn Council Meeting, motion seconded by Dennis Tenney .

The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the

meeting. These minutes are a brief overview of what occurred at the meeting.

Chris McCandless
Council Chairman

Pam Lehman
Council Office Manager

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